

RESOLUTION #2021- 02

**RESOLUTION OF THE COMMISSIONERS OF WARRICK COUNTY, INDIANA, AUTHORIZING THE
SUBMITTAL OF THE COVID RESPONSE PROGRAM ECONOMIC DEVELOPMENT GRANT
APPLICATION TO THE INDIANA OFFICE OF COMMUNITY AND RURAL AFFAIRS
AND ADDRESSING RELATED MATTERS**

WHEREAS, the Commissioners of Warrick County, Indiana recognize the need to stimulate growth and to maintain a sound economy within its corporate limits; and

WHEREAS, the Housing and Community Development Act of 1974, as amended, authorizes the Indiana Office of Community and Rural Affairs to provide grants to local units of government to meet the housing and community development needs of low- and moderate-income persons; and

WHEREAS, the Commissioners of Warrick County, Indiana have conducted or will conduct public hearings for the submission of an application to the Indiana Office of Community and Rural Affairs, said public hearings to assess the housing, public facilities and economic needs of its low- and moderate-income residents;

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of Warrick County, Indiana that:

1. The President, Warrick County Commissioners is authorized to prepare and submit an application for grant funding to the Indiana Office of Community and Rural Affairs COVID Response Program to address needed funds for grants to eligible businesses whose employees are at risk of losing employment due to the COVID pandemic within the County, and to execute and administer a resultant grant including requisite general administration and project management, contracts and agreements pursuant to regulations of the Indiana Office of Community and Rural Affairs and the United States Department of Housing and Urban Development.

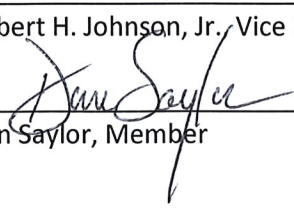
Adopted by the Board of Commissioners of Warrick County, Indiana this 25TH day of JANUARY, 2021, at 4:00 P.M.

WARRICK COUNTY BOARD OF COMMISSIONERS



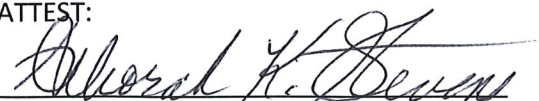
Terry J Phillippe, President

Robert H. Johnson, Jr., Vice President



Dan Saylor, Member

ATTEST:



Deborah K. Stevens, Auditor, Warrick County, Indiana

**Request for Taxpayer
Identification Number and Certification**

► Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the
requester. Do not
send to the IRS.

Print or type.
See specific instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. WARRICK COUNTY		
2 Business name/disregarded entity name, if different from above		
3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes. <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ► Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner. <input checked="" type="checkbox"/> Other (see instructions) ► GOVERNMENT ENTITY	4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ (Applies to accounts maintained outside the U.S.)	
5 Address (number, street, and apt. or suite no.) See instructions. ONE COUNTY SQUARE, STE. 240	Requester's name and address (optional)	
6 City, state, and ZIP code BOONVILLE, INDIANA 47601		
7 List account number(s) here (optional)		

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number									
			-				-		
or									
Employer identification number									
3	5	-	6	0	0	0	2	1	0

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	Signature of U.S. person ► <i>Michael K. [Signature]</i>	Date ► <i>1/4/2021</i>
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General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See *What is backup withholding*, later.

Warrick County Commissioners
107 W. Locust Street, Suite 301
Boonville, IN 47601
Phone: (812) 897-6120; Fax: (812) 897-6189
info@warrickcounty.gov

Terry J Phillippe

Bob Johnson

an Saylor

January 19, 2021

Eric Ogle,
CDBG Program Director
Indiana Office of Community and Rural Affairs
One North Capital
Suite 600
Indianapolis, IN 46204-2027

Dear Mr. Ogle,

On behalf of Warrick County, Indiana, the Economic Development Coalition of Southwest Indiana (Coalition) is hereby authorized to conduct any and all public hearings concerning the proposed COVID-19 Phase 3 Economic Development Grant Program with the Indiana Office of Community and Rural Affairs (IOCRA). In addition, the Coalition shall publish and post all necessary hearing notices and is further authorized to record any and all minutes of such public hearings. Said notices and minutes may be used where necessary in conjunction with the application to IOCRA.

Thank you for your consideration of this important community development project for Warrick County.

Sincerely,



Terry J Phillippe
President, Warrick County Commissioners

Cc: Economic Development Coalition of Southwest Indiana

FOUR-FACTOR ANALYSIS

FOR LIMITED ENGLISH PROFICIENCY PERSONS

COMMUNITY DEVELOPMENT

BLOCK GRANT PROGRAM

WARRICK COUNTY

Purpose: In compliance with Executive Order 13166, Warrick County has developed the following Language Access Plan (LAP) for Limited English Proficiency (LEP) persons.

History: Title VI of the Civil Rights Act of 1964 is the federal law which protects individuals from discrimination on the basis of their race, color, or national origin in programs that receive federal financial assistance. In certain situations, failure to ensure that persons who have limited English proficiency can effectively participate in, or benefit from, federally assisted programs may violate Title VI's prohibition against national origin discrimination.

Persons who, as a result of national origin, do not speak English as their primary language and who have limited ability to speak, read, write, or understand English may be entitled to language assistance under Title VI in order to receive a particular service, benefit, or encounter.

Warrick County Four-Factor Analysis: The following Four-Factor Analysis will serve as the guide for determining which language assistance measures the Warrick County will undertake to guarantee access to the Warrick County Community Development Block Grant (CDBG) programs by LEP persons.

1. Number or proportion of LEP persons served or encountered in the eligible service population (served or encountered includes those persons who would be served by the recipient if the person received education and outreach and the recipient provided sufficient language services).

Warrick County utilized American Community Survey 5-Year estimates (2012-2016), tables B16003 and DP05. Based on this data, Warrick County does not meet the 1,000 or 5% LEP persons threshold for any languages or Language(s) identified.

2. The frequency with which the LEP persons come into contact with the program.

The proposed project is an economic development project that does not provide direct assistance to individuals. As a result, LEP persons rarely come into contact with the CDBG program. However, all citizen participation activities are open to the general public.

3. The nature and importance of the program, activity, or service provided by the program.

The proposed project does not provide direct assistance to individuals. As a result, LEP persons rarely come into contact with the CDBG program. However, all citizen participation activities are open to the general public.

4. The resources available and costs to the recipient.

Currently, internet sites can be utilized to translate some written materials. Additionally, local volunteers have been identified to provide oral translation services at public meetings and during conversations with LEP residents during the implementation of the proposed project. Furthermore, many of the common forms used in the implementation of a CDBG project are available in multiple languages on the HUD and DOL websites. Additionally, translation activities are an eligible CDBG administrative expense. Therefore, limited LAP measures are reasonable given the resources available to Warrick County.

Certification: Based on the above Four-Factor Analysis, the Warrick County is not required to develop a LAP. However, the Warrick County will make all reasonable attempts to accommodate language access needs of residents requesting oral translation during citizen participation activities.



Chief Elected Official
Terry J. Philippe, President
Warrick County Commissioners

January 25, 2021
Date

Certification of Exemption

Determination of activities not subject to 24 CFR 58.34(a)
May be subject to provisions of Sec 58.6, as applicable

Grant Applicant: Warrick County **Project Name:** COVID-19 Phase 3

Project Description (include all actions that are either geographically or functionally related): Funds will be used to provide grants to businesses to retain low to moderate (LMI) jobs. The grant will provide businesses with working capital, funds for continued operations, and resources to support employees who can work from home.

Funding Source: **CDBG** X **HOME** **ESG** **HOPWA** **EDI**
Capital Fund Operating Subsidy Hope VI Other

As Chief Elected Official (CEO) of the Applicant, I hereby certify that the above mentioned project has been reviewed and determined an Exempt activity per 24 CFR 58.34(a) as follows:

- ☐ 1. Environmental & other studies, resource identification & the development of plans & strategies;
- ☒ 2. Information and financial services;
- ☐ 3. Administrative and management activities;
- ☐ 4. Public services that will not have a physical impact or result in any physical changes, including but not limited to services concerned with employment, crime prevention, child care, health, drug abuse, education, counseling, energy conservation and welfare or recreational needs;
- ☐ 5. Inspections and testing of properties for hazards or defects;
- ☐ 6. Purchase of insurance;
- ☐ 7. Purchase of tools;
- ☐ 8. Engineering or design costs;
- ☐ 9. Technical assistance and training;
- ☐ 10. Assistance for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair, or restoration activities necessary only to control or arrest the effects from disasters or imminent threats to public safety including those resulting from physical deterioration;
- ☐ 11. Payment of principal and interest on loans made or obligations guaranteed by HUD;
- ☐ 12. Any of the categorical exclusions listed in Sec. 58.35(a) provided that there are no circumstances that require compliance with any other Federal laws and authorities cited in Sec. 58.5.

If your project falls into any of the above categories, you do not have to submit a Request for Release of Funds (RROF). Once the Grant is awarded you will receive a "Notice of Removal of Environmental Conditions" from IOCRA. You may not incur any cost except for those Administrative, Environmental, and Preliminary Engineering cost authorized by Grant Support prior to Release of Funds notification from IOCRA.

By signing below the Responsible Entity certifies in writing that each activity or project is exempt and meets the conditions specified for such exemption under section 24 CFR 58.34(a). Please keep a copy of this determination in your project files.

Chief Elected Official's Name/Title: Terry J Phillippe
President, Warrick County Commissioners

Certifying Official's Signature:  Date Signed: 01/25/2021

Compliance Documentation Checklist

24 CFR 58.6

Grant Applicant: Warrick County **Project Name:** COVID-19 Phase 3

Project Description (include all actions that are either geographically or functionally related): Funds will be used to provide grants to businesses to retain low to moderate (LMI) jobs. The grant will provide businesses with working capital, funds for continued operations, and resources to support employees who can work from home.

Level of Environmental Review Determination: (Select One: (1) Exempt per 24 CFR 58.34, or (2) Categorically Excluded not subject to statutes per § 58.35(b), or (3) Categorically Excluded subject to statutes per § 58.35(a), or (4) Environmental Assessment per § 58.36, or (5) EIS per 40 CFR 1500)

STATUTES and REGULATIONS listed at 24 CFR 58.6 FLOOD DISASTER PROTECTION ACT

1. Does the project involve acquisition, construction or rehabilitation of structures located in a FEMA-identified Special Flood Hazard? **Not applicable for federal formula grants made to a State, 58.6(a)(3).**

- ☒ No; Cite Source Document:
☐ Yes; Source Document:

2. Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)? **Not applicable, see above.**

- ☐ Yes (Flood Insurance under the National Flood Insurance Program must be obtained and maintained for the economic life of the project, in the amount of the total project cost. A copy of the flood insurance policy declaration must be kept on file).
☒ No (**Federal assistance may not be used in the Special Flood Hazards Area**).

COASTAL BARRIERS RESOURCES ACT

1. Is the project located in a coastal barrier resource area?

- ☒ No; Cite Source Documentation:
☐ Yes - **Federal assistance may not be used in such an area.**

AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES

1. Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone or a Military Installation's Clear Zone?

- ☒ No; Source Documentation:
Project complies with 24 CFR 51.303(a)(3).
☐ Yes; **Disclosure statement must be provided** to buyer and a copy of the signed disclosure must be maintained in this Environmental Review Record

Prepared by (name and title, please print): Terry J Phillippe
President, Warrick County Commissioners

Signature: 

Date: 01/25/2021

24 CFR 58.6 - ERR Document 12/04b HUD Region VI

Federal Funding Accountability And Transparency Act Certification

On behalf of and as a duly authorized agent and representative of:

WARRICK COUNTY

This is to certify that the legal entity identified above, which corresponds to the DUNS number previously provided,

_____ Did receive 80% or more of its annual gross revenues in U. S. federal contracts, subcontracts, loans, grants, sub grants, and/or cooperative agreements; or


XX Did not receive 80% or more of its annual gross revenues in U. S. federal contracts, subcontracts, loans, grants, sub grants, and/or cooperative agreements; and

AND

_____ Did receive \$25,000,000 or more in annual gross revenues from U. S. federal contracts, subcontracts, loans, grants, sub grants and/or cooperative agreements; or

XX Did not receive \$25,000,000 or more in annual gross revenues from U. S. federal contracts, subcontracts, loans, grants, sub grants and/or cooperative agreements.

I certify to the best of my knowledge that the above information is correct.



Signature, Chief Elected Official

01/25/2021

Date Signed

Terry J Phillippe

Printed Name of Chief Elected Official

President, County Commission

Title of Chief Elected Official